

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 15,587

IN THE MATTER OF:

Served May 15, 2015

Investigation of Failure to Comply)
with Regulation Nos. 60 and/or 67,)
Governing Annual Reports, Annual)
Fees and Late Fees, Directed to:)
METRO TRANS CARE LLC, WMATC No. 1922)
Case No. MP-2015-107

Pursuant to Regulation Nos. 60-01 and 67-02, respondent, Metro Transcare LLC, was required to file a 2015 annual report and pay a \$150 annual fee on or before January 31, 2015. Because January 31 fell on a Saturday this year, the January 31 deadline was automatically extended to Monday, February 2, by operation of Rule No. 7-01.

Respondent failed to file a 2015 annual report and failed to pay the \$150 2015 annual fee by February 2 and as a result was automatically assessed \$300 in late fees pursuant to Regulation No. 67-03, effective February 3. Therefore, as of February 3, a 2015 annual report and \$450 in total fees were due from respondent.

Respondent later filed an acceptable 2015 annual report on April 30, 2015, and simultaneously tendered a \$300 check in payment of the annual fee and associated late fee. But respondent did not pay the annual-report late fee by April 30, 2015, and Certificate No. 1922 was automatically suspended under Regulation No. 67-04.¹ Respondent thereafter tendered a \$300 money order in payment of the \$150 annual-report late fee on May 7, and the suspension was lifted the next day.² The suspension order stipulated that the excess payment of \$150 would be refunded.³

On May 11, 2015, respondent's April 30 check was returned unpaid by respondent's bank with the notation "Not Sufficient Funds", leaving respondent in the position of having not paid the annual fee and associated late fee on or before April 30, 2015, after all. It also left respondent owing a \$25 dishonored check fee under Regulation No. 67-07.

¹ *In re Metro Transcare LLC*, No. MP-15-083, Order No. 15,565 (May 5, 2015).

² *In re Metro Transcare LLC*, No. MP-15-083, Order No. 15,571 (May 8, 2015).

³ *Id.*

Thus, as matters stand now, if we apply the \$150 refund provided for in Order No. 15,571 to cover the \$300 dishonored check and \$25 dishonored-check fee, respondent owes the Commission \$175.

And inasmuch as respondent's annual fee and associated late fee are now known not to have been paid as of April 30, 2015, Certificate No. 1922 stands suspended pursuant to Regulation No. 67-04.

THEREFORE, IT IS ORDERED:

1. That respondent, Metro Transcare LLC, shall refrain from transporting passengers for hire under WMATC Certificate of Authority No. 1922 unless and until otherwise ordered by the Commission.

2. That respondent shall have 30 days to pay the \$175 in outstanding fees by money order or certified check or show cause why Certificate No. 1922 should not be revoked pursuant to Regulation No. 67-09(a).

3. That respondent may file within 15 days from the date of this order a request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

FOR THE COMMISSION:

A handwritten signature in black ink, appearing to read 'W. S. Morrow, Jr.', is written over a horizontal line.

William S. Morrow, Jr.
Executive Director